



House of Representatives

General Assembly

File No. 448

January Session, 2003

Substitute House Bill No. 6547

House of Representatives, April 17, 2003

The Committee on Environment reported through REP. WIDLITZ of the 98th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING PESTICIDE STORAGE.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (NEW) (*Effective October 1, 2003*) The Commissioner of
- 2 Environmental Protection, in consultation with the Commissioner of
- 3 Public Health, shall adopt regulations, in accordance with the
- 4 provisions of chapter 54 of the general statutes, regarding the storage,
- 5 prior to sale or distribution, of lawn care pesticides in granular form in
- 6 nonrigid containers. Such regulations shall include, but not be limited
- 7 to, requirements for the proper storage of such pesticides in an indoor
- 8 facility or an outdoor facility and for the adequate protection of any
- 9 food or beverages sold in a facility from such pesticides. For purposes
- 10 of this section, "lawn care pesticide" means a pesticide, as defined in
- 11 section 22a-47 of the general statutes, registered by the United States
- 12 Environmental Protection Agency and labeled pursuant to FIFRA, as
- 13 defined in section 22a-47 of the general statutes, for use in or around
- 14 household premises in lawn, garden and ornamental sites or areas.

This act shall take effect as follows:
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Section 1	<i>October 1, 2003</i>
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ENV *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note**State Impact:**

Agency Affected	Fund-Type	FY 04 \$	FY 05 \$
Department of Environmental Protection	Environmental Quality - Cost	See Below	See Below

Municipal Impact: None

Explanation

Passage of this bill will require the Department of Environmental Protection (DEP) to develop and adopt regulations concerning the storage of certain lawn care pesticides before they are sold or distributed. It is anticipated that this will require an additional employee, outside resources or diverting staff away from current responsibilities, at a cost of approximately \$75,000 in FY 04.

Any potential future costs due to enforcement actions would depend upon the regulations adopted and are not known at this time.

OLR Bill Analysis

sHB 6547

AN ACT CONCERNING PESTICIDE STORAGE**SUMMARY:**

This bill requires the environmental protection commissioner, in consultation with the public health commissioner, to develop regulations concerning the storage of certain lawn care pesticides before they are sold or distributed. The regulations must address the (1) proper storage in indoor or outdoor facilities of pesticides sold in granular form and in non-rigid containers (such as in plastic or paper bags); and (2) adequate protection of food and beverages sold in such facilities from such pesticides.

EFFECTIVE DATE: October 1, 2003

LAWN CARE PESTICIDE

Under the bill, a lawn care pesticide is:

1. a substance or mixture of substances intended (a) to prevent, destroy, repel or mitigate any pest, or (b) for use as a plant regulator, as defined by law, or as a defoliant or desiccant, that is used in or around household premises in lawn, garden and ornamental sites or areas, and
2. registered by the U.S. Environmental Protection Agency and labeled according to the federal Fungicide and Rodenticide Act (7 USC 135).

BACKGROUND***Desiccant***

A desiccant is any substance or mixture of substances intended to dry out plant tissue.

Plant Regulator

A plant regulator is a substance or mixture of substances intended to speed up or slow down plant growth, or to otherwise alter plant behavior. It does not include nontoxic plant nutrients that are not meant to destroy pests.

COMMITTEE ACTION

Environment Committee

Joint Favorable Substitute

Yea 27 Nay 0